

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Krister HANSSON et al.

Confirmation: 9825

Serial No.: 10/580,219

Group Art Unit: 1791

Filed: June 28, 2006

Examiner: Michael A. Tolin

For: **A PROCESS FOR THE MANUFACTURING OF DECORATIVE
LAMINATE**

REQUEST TO CORRECT PATENT OFFICE RECORD

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant is in possession of a Notice of Abandonment dated May 11, 2010. The purported reason for abandonment was that "the brief was not timely filed and the period for obtaining an extension of time to file the brief under 37 CFR 1.136(a) has expired".

This is incorrect.

Initially, applicants attached a copy of the transaction history printed on May 14, 2010, for the above-identified application which clearly shows that a copy of Request for Pre-Appeal conference was filed May 20, 2009, together

with the Notice of Appeal on the same day. The time for filing the Brief is stayed until the Pre-Appeal decision is mailed.

Applicants received the Pre-Appeal decision mailed on June 19, thus the date for filing the Appeal was not less than one month from the date of the decision for the remainder of the original two month statutory period for filing the Brief counting from the filing date of the Notice of Appeal.

By applicants' calculation the longer of the two dates would be July 20, 2009, for the filing of the Appeal Brief.

On September 21, 2009 (September 20, being a Sunday) applicants filed a petition for extension of time together with a fee which is reflected on the transaction history.

On the same date, applicants filed their Appeal Brief (together with a fee therefore) and applicants attach a copy of the electronic acknowledgement receipt (together with a courtesy copy of the Appeal Brief) showing receipt by the Office of a timely filed Appeal Brief on September 21, 2009. The Appeal Brief does not appear on the transaction history.

However, since applicants have provided proof of their filing receipt for timely filing the Appeal Brief, the Notice of Abandonment dated May 11, 2010, dismissing the Appeal is clearly erroneous and applicants request that the Office correct its records (including the transaction history) to show that the Appeal Brief was timely filed and thereby correctly reflect that the application is in a pending status.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 14-1437, under Order No. 8688.046.US0000.

Respectfully submitted,



Thomas P. Pavelko

Registration No. 31,689

TPP/rnt

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Facsimile: (202) 659-0105

Date: May 14, 2010

10/580,219	Process for the manufacturing of decorative laminate	05-14- 2010::11:36:02
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Transaction History

Date	Transaction Description
05-11-2010	Mail Abandonment for Failure to Respond to Office Action
05-10-2010	Aband. for Failure to Respond to O. A.
09-21-2009	Request for Extension of Time - Granted
06-19-2009	Mail Appeals conf. Proceed to BPAI
06-19-2009	Pre-Appeals Conference Decision - Proceed to BPAI
05-20-2009	Request for Pre-Appeal Conference Filed
05-20-2009	Notice of Appeal Filed
05-20-2009	Request for Extension of Time - Granted
03-30-2009	Mail Advisory Action (PTOL - 303)
03-25-2009	Advisory Action (PTOL-303)
03-24-2009	Date Forwarded to Examiner
03-20-2009	Amendment after Final Rejection
03-20-2009	Request for Extension of Time - Granted
11-20-2008	Mail Final Rejection (PTOL - 326)
11-19-2008	Final Rejection
09-19-2008	Date Forwarded to Examiner
08-18-2008	Response after Non-Final Action
08-18-2008	Request for Extension of Time - Granted
03-18-2008	Mail Non-Final Rejection
03-12-2008	Non-Final Rejection
03-08-2008	Date Forwarded to Examiner
03-08-2008	to Close the A/R Record and Reset the Status for Expired Suspensions.
01-23-2008	Examiner Interview Summary Record (PTOL - 413)
11-30-2007	Mail Letter Suspending Prosecution at Applicant's Request
11-30-2007	Letter of Suspension - Applicant Initiated
11-21-2007	Letter Requesting Suspension of Prosecution
11-30-2007	Date Forwarded to Examiner
11-30-2007	Date Forwarded to Examiner
11-21-2007	Request for Continued Examination (RCE)
11-30-2007	Disposal for a RCE / CPA / R129
11-21-2007	Workflow - Request for RCE - Begin
10-04-2007	Case Docketed to Examiner in GAU
10-03-2007	Correspondence Address Change
10-03-2007	Correspondence Address Change
09-28-2007	Mail Final Rejection (PTOL - 326)
09-27-2007	Final Rejection
07-23-2007	Date Forwarded to Examiner
07-05-2007	Response after Non-Final Action
07-02-2007	Case Docketed to Examiner in GAU
05-24-2007	PG-Pub Issue Notification
04-06-2007	Mail Non-Final Rejection
04-02-2007	Non-Final Rejection

05-22-2006	Information Disclosure Statement considered
03-21-2007	Case Docketed to Examiner in GAU
03-07-2007	Transfer Inquiry to GAU
03-02-2007	IFW TSS Processing by Tech Center Complete
05-22-2006	Preliminary Amendment
05-22-2006	Information Disclosure Statement (IDS) Filed
05-22-2006	Information Disclosure Statement (IDS) Filed
05-22-2006	Request for Foreign Priority (Priority Papers May Be Included)
06-28-2006	371 Completion Date
02-22-2007	Application Dispatched from OIPE
02-22-2007	Notice of DO/EO Acceptance Mailed
06-16-2006	Cleared by OIPE CSR
05-22-2006	Initial Exam Team nn

Close Window

Electronic Acknowledgement Receipt

EFS ID:	6113741
Application Number:	10580219
International Application Number:	
Confirmation Number:	9825
Title of Invention:	Process for the manufacturing of decorative laminate
First Named Inventor/Applicant Name:	Krister Hansson
Customer Number:	74217
Filer:	Thomas P. Pavelko/Renee Tisdale
Filer Authorized By:	Thomas P. Pavelko
Attorney Docket Number:	TPP 32005
Receipt Date:	21-SEP-2009
Filing Date:	28-JUN-2006
Time Stamp:	17:36:54
Application Type:	U.S. National Stage under 35 USC 371

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$540
RAM confirmation Number	5044
Deposit Account	141437
Authorized User	STEELE, J. RODMAN

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

Charge any Additional Fees required under 37 C.F.R. 1.492 (National application filing, search, and examination fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.19 (Document supply fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Appeal Brief Filed	8688046US0000PREAPPEALBRIEF20090520.pdf	2277338 <small>2f085f46c7ed78c2561c1b0d332d18521e1165a</small>	no	7

Warnings:

Information:

2	Fee Worksheet (PTO-875)	fee-info.pdf	29776 <small>5a0d08aee49f156918076eac02070e247091706091</small>	no	2
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Warnings:

Information:

Total Files Size (in bytes):	2307114
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.